

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION

FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA

2011 JUN -2 PM 4:01

CLERK [Signature]
SO. DIST. OF GA.

DARRYL SOLOMON HOPE,

Plaintiff,

vs.

CIVIL ACTION NO.: CV210-127

BUREAU OF PRISONS; ANTHONY
HAYNES; HARLEY LIPPIN; U. S.
DEPARTMENT OF JUSTICE; ERIC
HOLDER, JR.; and ROBERT A.
BUTTERWORTH,

Defendants.

ORDER

I. Eligibility to proceed on appeal *in forma pauperis*

Plaintiff has filed with this Court a motion to proceed on appeal *in forma pauperis*. Under 28 U.S.C. § 1915(a) (1)-(2), the prisoner must submit the following:

- (1) an affidavit including a statement of the prisoner's assets and a declaration that the prisoner is unable to pay the filing fees and
- (2) a certified copy of the trust fund account statement for the six-month period immediately preceding the filing of the notice of appeal.

These documents must be submitted even if the prisoner was permitted to proceed *in forma pauperis* in the district court. Pursuant to 28 U.S.C. § 1915 and Fed. R. App. P. 24(a), this Court hereby

 GRANTS the motion to proceed *in forma pauperis* on appeal;

 X **DENIES** the motion to proceed *in forma pauperis* on appeal for the following reason(s):

 (1) This Court **CERTIFIES** that the appeal is not taken in good faith because

 (2) The prisoner has failed to submit the affidavit required by 28 U.S.C. § 1915(a)(1).

 (3) The prisoner has failed to submit the trust fund account statement required by 28 U.S.C. § 1915(a)(2).

 X Other: The appeal is frivolous and without merit.

II. Installment Payment Provisions

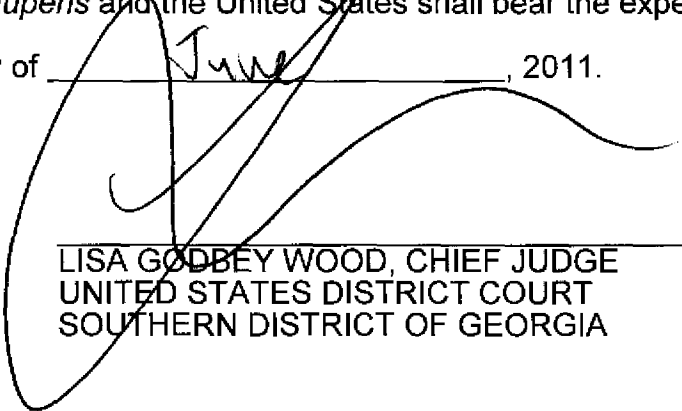
Even if the prisoner is granted permission to proceed on appeal *in forma pauperis*, the prisoner is still required to pay the Court's filing fees. Pursuant to 28 U.S.C. § 1915 (b) (1), the prisoner is required to sign and return to the Clerk of this Court the **CONSENT FORM** which authorizes payment of the required \$455.00 appellate filing fee from his or her prison account to the district court. Plaintiff has previously signed and filed the Consent Form.

III. Transcripts of Proceedings

 x This Court will not presently require the preparation of a transcript or the payment therefor by the United States. To the extent that a transcript of any portion of the District Court proceedings is required, the Court of Appeals may more economically direct which proceedings it requires to be transcribed.

 The Court Reporter shall transcribe the proceedings as requested by the party proceeding *in forma pauperis* and the United States shall bear the expense.

SO ORDERED, this 2 day of June , 2011.



LISA GODBEY WOOD, CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA